JUDICIAL MERIT SELECTION COMMISSION PERSONAL DATA QUESTIONNAIRE FOR RETIRED JUDGES/JUSTICES



Court, Position, and Seat # for which you are applying: Active/Retired Circuit Court Judge.

1. Name: The Honorable Alexander Stephens Macaulay

Name that you are known by if different from above: Alex Macaulay

Home Address:

Business Address: Oconee County Courthouse, Post Office Box 428, Walhalla, South Carolina 29691

E-Mail Address:

Telephone Number:

(home): (office): (864) 718-1041

(cell):

- Date of Birth: 2. 1942 Social Security Number:
- 3. Are you a citizen of South Carolina? Yes Have you been a resident of this state for at least the immediate past five years? Yes
- 4. SCDL# or SCHD#: DL#:
- 5. Family Status: Married on April 11, 1968 to Maria Locke Boineau.

Never divorced, two children:



- Have you practiced law or served as a mediator or arbitrator since your retirement from the 7. judiciary? No.
- 8. List your positions of employment on and/or appointment to the bench chronologically.
 - (a) Tenth Judicial Circuit, Seat 2, 1964-2014;
 - (b) Active/Retired Circuit Judge, 2014-2018.

- 9. Are you now an officer or director or involved in the management of any business enterprise? No.
- 10. A complete, current financial net worth statement was provided to the Commission.
- 11. Since your last screening, have you been arrested, charged, or held by federal, state, or other law enforcement authorities for violation or for suspicion of violation of any federal law or regulation, state law or regulation or county or municipal law, regulation or ordinance, or any other law, including another country's law?

 [All answers have been received and considered by the Commission, and as noted above, any expunged matters are redacted from the record.]
- Since your last screening, have you, to your knowledge, been under federal, state, or local investigation for possible violation of a criminal statute?[All answers have been received and considered by the Commission, and as noted above, any expunged matters are redacted from the record.]
- 13. Since your last screening, has a tax lien or other collection procedure been instituted against you by federal, state, or local authorities? No. Since your last screening, have you defaulted on a student loan? No. Since your last screening, have you filed for bankruptcy? No.
- 14. Since your last screening, have you been sued, either personally or professionally?
- 15. Since your last screening, have you, as a lawyer, judge, or other professional, in South Carolina or any other jurisdiction, been sanctioned for lawyer, judicial, or other professional misconduct or been found to have committed such misconduct?

 [Yes and no responses are redacted for all candidates unless there is a public discipline.]
- 16. Since your last screening, have you been criticized, whether informally or in a matter taken to a disciplinary authority, for the manner in which you treated litigants or attorneys before you on the bench? If so, give the details and the reasons why you believe you were the target of such criticism.
 - See attached: NOTICE OF INVESTIGATION of Complaint filed by the Complainant four days prior to my retirement, December 31, 2014, and more than six months after the preceding in which he and his client, neither of whom were parties, but were permitted to participate. After an investigation and consideration of the information received, as reflected by the NOTICE OF FINAL DISPOSITION, the Complaint was dismissed by the Commission on Judicial Conduct. As for the reason for the Complaint, the record is abundantly clear as what occurred so only the Complainant knows why he made his complaint. If the entire transcript and record would be of interest, necessarily, I will provide it.

- 17. Describe your personal policy for the acceptance of food, meals, beverages, lodging, transportation, entertainment, social hospitality, or other things of value from an attorney, a group of attorneys, or from other individuals. Only such things available to judicial officials from professional associations.
 - See my attached, 2016 Rule 501, SCACR, Disclosure Statement.
- 18. Have you ever accepted anything of value from an attorney or litigant in a matter currently or previously before you or your court?
 No.
- 19. Provide any other information which may reflect positively or negatively on your candidacy, or which you believe should be disclosed in connection with consideration of you for nomination for the position you seek.
 - After my twenty-two years on the bench, I trust my record speaks for itself.
- 20. For the last fully completed calendar year, itemize the income, expenses, fees, payments, or additional benefits exceeding \$500, in the aggregate, received by you or a member of your immediate family from South Carolina state and local entities. List the type, source, and amount or value of the benefit. Be sure to list any expense reimbursement you received separately from your income.
 - Monthly Rents of \$950.00 for the Miley Macaulay Building, 10 Short Street, Walhalla, S.C., from Oconee County for Legislative Delegation Office, which was the former office of the Resident Judge of the Tenth Judicial Circuit prior to construction of the "new" Oconee County Courthouse in 2003, the total amount is \$11,400.00 annually. I pay the utilities, taxes and maintenance and it is a "month to month tenancy."
- 21. Describe any interest you or a member of your immediate family has in real property:
 - in which there is a potential conflict of interest with your involvement in a South Carolina state or local public agency; None.
 - (b) in which there have been public improvements of \$200 or that adjoins property in which there have been public improvements of \$200; None.
 - (c) which was sold, leased, or rented to a state or local public agency in South Carolina. Sole proprietor of Miley Macaulay, Building, Walhalla, SC. See: Question 20 above.

List the interest you hold and the value and location of the property. Identify as applicable the:

- (a) nature of any potential conflict of interest; None.
- (b) nature and value of any public improvements; and None.
- (c) South Carolina state or local public agency which purchased or is leasing or renting such property. Oconee County, South Carolina.

Attach a copy of any contract or agreement: None, it is a month to month tenancy that has not been memorialized since its inception in 1994.

See: attached 2016 Form 1099-MISC and copy of Monthly <u>INVOICE</u> and answer to Question 20.

- 22. Identify any personal property interest you or a member of your immediate family sold, leased, or rented to a South Carolina state or local public agency. Identify the property, its amount or value, and the name of the agency.

 None.
- 23. Are you active on or a member of a social media or Internet site or have you, to your knowledge, been featured or depicted on a social media or Internet site, such as, Facebook, LinkedIn, Twitter, etc.?

 No.

YOUR SIGNATURE WILL BE HELD TO CONSTITUTE A WAIVER OF THE CONFIDENTIALITY OF ANY PROCEEDING BEFORE A GRIEVANCE COMMITTEE OR ANY INFORMATION CONCERNING YOUR CREDIT.

I HEREBY CERTIFY THAT MY ANSWERS ARE TRUE AND COMPLETE TO THE BEST OF MY KNOWLEDGE.

Signature:	
Sworn to before me this day of	, 2017.
Notary Signature)	
(Notary Printed Name) Notary Public for South Carolina My Commission Expires:	